

MINUTES OF THE UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

U.S.A. vs. CHARLES DENVER PHILLIPS

CASE NO. 3:18-cr-00097-01-SLG and 3:09-cr-00134-SLG

Defendant: x Present x In Custody

BEFORE THE HONORABLE: SHARON L. GLEASON

DEPUTY CLERK/RECORDER: CAROLINE EDMISTON

OFFICIAL REPORTER: SONJA L. REEVES

UNITED STATES' ATTORNEY: KIMBERLY SAYERS-FAY

DEFENDANT'S ATTORNEY: DARREL J. GARDNER

U.S.P.O.: CHARLENE HENSEL and PAULA MCCORMICK

PROCEEDINGS: IMPOSITION OF SENTENCE/ADMISSION/FINAL DISPOSITION
HEARING ON SUPERSEDING PETITION TO REVOKE SUPERVISED
RELEASE (DKT 63) HELD OCTOBER 22, 2019:

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At 1:40 p.m. court convened.

Court and counsel heard re presentence report, guideline
calculation, preponderance standard, and evidentiary matters.

Curtis Vik sworn and testified on behalf of the plaintiff.
Plaintiff's Exhibit 1, 2, 3, 4, 5, 6, 7, 8, 9 **ADMITTED**.
Plaintiff's Exhibit 19 **IDENTIFIED**.

At 2:06 p.m. court recessed until 2:22 p.m.

Curtis Vik resumed the stand and testified further on behalf of
the plaintiff.

Court heard sentencing arguments.

Copy of Superseding Petition to Revoke Supervised Release (DKT
63) given to defendant, summarized.

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Superseding Petition to Revoke Supervised Release (DKT 63)
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Defendant sworn, verified name, advised of rights, violations, and penalties.

Defendant **ADMITTED** violations 1, 2, and 3 of the Superseding Petition to Revoke Supervised release (DKT 63).

Court accepted plea agreement, stated findings pursuant to sentencing guidelines.

Imprisonment for a period of **216 months** on each of counts 1s, 2s, and 3s of the First Superseding Indictment, to be served concurrently with each other. Defendant to forfeit the interest in the property as directed by the U.S. Attorney, \$24,942.00.

Court ordered Ms. Sayers-Fay to file the Final Order of Forfeiture as soon as possible.

Defendant placed on supervised release for a period of **5 years** on each of counts 1s, 2s, and 3s of the First Superseding Indictment, to be served concurrently with each other, under the usual terms and conditions with special conditions of supervised release as stated in the judgment.
Court stated if the defendant files for an early termination of supervised release, before the 5 years, the court will be disinclined to do so.

Special assessment \$300.00

Defendant's supervised release revoked.

Defendant imprisoned for a period of 18 months, to run concurrently with case 3:18-cr-00097-SLG. NO TERM OF SUPERVISED RELEASE TO FOLLOW.

Defendant remanded to the custody of the U.S. Marshal.

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Court advised the defendant appeal rights were waived.

At 3:32 p.m. court adjourned.

List of Witnesses and List of Exhibits to be filed separately.

DATE: October 22, 2019 DEPUTY CLERK'S INITIALS: CME

(Revised 1-29-2015)